

16393. Adulteration and misbranding of horseradish. U. S. v. 24 Cases * * *.
(F. D. C. No. 29020. Sample No. 74681-K.)

LIBEL FILED: March 23, 1950, Eastern District of New York.

ALLEGED SHIPMENT: On or about February 20, 1950, by the Nonpareil Pickle Works, from Jersey City, N. J.

PRODUCT: 24 cases, each containing 24 6-ounce bottles, of horseradish at Brooklyn, N. Y.

LABEL, IN PART: (Bottle) "Eureka Brand Prepared Horse Radish."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a mixture of horseradish and skim milk powder had been substituted in whole or in part for horseradish.

Misbranding, Section 403 (a), the name "Horse Radish" was false and misleading since the article consisted of a mixture of horseradish and skim milk powder; Section 403 (i) (2), the product was fabricated from two or more ingredients, and its label failed to bear the common or usual name of each such ingredient since the presence of skim milk powder was not declared; and, Section 403 (k), the product contained a chemical preservative and failed to bear labeling stating that fact.

DISPOSITION: June 7, 1950. Default decree of condemnation and destruction.

VITAMIN, MINERAL, AND OTHER PRODUCTS OF SPECIAL DIETARY SIGNIFICANCE

16394. Adulteration and misbranding of Multivitalin Spheroids (tablets). U. S. v. Keith-Victor Pharmacal Co. Plea of guilty. Fine, \$500. (F. D. C. No. 28115. Sample No. 27735-K.)

INFORMATION FILED: January 19, 1950, Eastern District of Missouri, against the Keith-Victor Pharmacal Co., St. Louis, Mo.

ALLEGED SHIPMENT: On or about June 11, 1949, from the State of Missouri into the State of Illinois.

LABEL, IN PART: "Sugar Coated Red Multivitalin Spheroids."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, niacinamide, had been in part omitted from the article.

Misbranding, Section 403 (a), the label statement "Each Spheroid Contains: * * * MG * * * Niacinamide 20.0" was false and misleading since each spheroid contained less than 20 milligrams of niacinamide.

DISPOSITION: July 14, 1950. A plea of guilty having been entered, the court imposed a fine of \$500.

16395. Adulteration and misbranding of Parkamins Sylocaps. U. S. v. 50 Bottles * * *. (F. D. C. No. 29081. Sample No. 80915-K.)

LIBEL FILED: April 20, 1950, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about March 6, 1950, by the Midwest Chemical Development Corp., Cleveland, Ohio.

PRODUCT: 50 bottles, each containing 1,000 capsules, of Parkamins Sylocaps at Philadelphia, Pa.

LABEL, IN PART: "1,000 Sylocaps Parkamins Hi-Potency Each sylocap contains: * * * Niacinamide 20,000 Mcg. (20 Mg.)."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, niacinamide, had been in whole or in part omitted or abstracted from the product.

Misbranding, Section 403 (a), the label statement "Each sylocap contains: * * * Niacinamide 20,000 Mcg. (20 Mg.)" was false and misleading since the product contained less than 20,000 mcg. of niacinamide per sylocap.

DISPOSITION: June 28, 1950. The Midwest Chemical Development Corp., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be relabeled or reprocessed under the supervision of the Food and Drug Administration.

16396. Adulteration and misbranding of Nine Vitamin and Nine Mineral Spheroids (tablets). U. S. v. 47,000 Tablets * * *. (F. D. C. No. 28930. Sample No. 64534-K.)

LIBEL FILED: March 30, 1950, District of Minnesota.

ALLEGED SHIPMENT: On or about June 16, 1949, from St. Louis, Mo.

PRODUCT: 47,000 Nine Vitamin and Nine Mineral Spheroids (tablets) at St. Paul, Minn. Examination showed that the product contained less niacinamide than declared on the label.

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, niacinamide, had been in whole or in part omitted or abstracted from the article.

Misbranding, Section 403 (a), the label statement "Each Spheroid Contains Niacinamide 20.0 Mg." was false and misleading.

The product was adulterated and misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: June 5, 1950. The Goodrich-Gamble Co., St. Paul, Minn., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be relabeled under the supervision of the Food and Drug Administration.

16397. Adulteration of wheat germ. U. S. v. 9 Cases * * *. (F. D. C. No. 27758. Sample No. 55286-K.)

LIBEL FILED: On or about October 4, 1949, Western District of Missouri.

ALLEGED SHIPMENT: On or about August 25, 1949, by the Dwarfies Corp., from Council Bluffs, Iowa.

PRODUCT: 9 cases, each containing 12 11-ounce jars, of wheat germ at Kansas City, Mo.

LABEL, IN PART: "Dwarfies Toasted Wheat Germ."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of larvae, insect parts, and rodent excreta.

DISPOSITION: July 11, 1950. Default decree of destruction.